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13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA

15 SAN FRANCISCO DIVISION

16 UNITED STATES OF AMERICA, ) NO. 3:22-CR-00210-SI  
17 Plaintiff, )  
18 v. ) STIPULATION TO CONTINUE CHANGE OF  
19 CHRISTOPHER WAGNER, ) PLEA HEARING AND TO EXCLUDE TIME  
20 Defendant. ) FROM SEPTEMBER 9, 2022 TO OCTOBER 7,  
21 ) 2022 AND [PROPOSED] ORDER  
22 )  
23 )

24 It is hereby stipulated by and between counsel for the United States and counsel for the  
25 defendant Christopher Wagner, that the change of plea hearing currently scheduled for September 9,  
26 2022, be continued to October 7, 2022. The parties also stipulate that time be excluded under the Speedy  
27 Trial Act from September 9, 2022, through October 7, 2022.

28 At the previous change of plea hearing on August 26, 2022, the government and counsel for the  
29 defendant agreed to continue the hearing and that time be excluded under the Speedy Trial Act so that  
30 defense counsel could continue to prepare, including by reviewing the discovery already produced. For  
31 this reason and as further stated on the record at the hearing, the parties stipulated and agreed that  
32 excluding time until the rescheduled change of plea hearing set for September 9, 2022, will allow for the  
33 effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). Time was also waived under the  
34 STIPULATION TO EXCLUDE TIME AND [PROPOSED] ORDER  
35 Case No. CR-210-SI

1 Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

2 The parties need additional time so that defense counsel can continue to prepare, including by  
3 reviewing the discovery already produced. The parties stipulate and agree that continuing the plea  
4 hearing one more time to October 7, 2022 and excluding time until October 7, 2022, will allow for the  
5 effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv).

6 The parties further stipulate and agree that the ends of justice served by excluding the time from  
7 September 9, 2022 to October 7, 2022, from computation under the Speedy Trial Act outweigh the best  
8 interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

9 The undersigned Assistant United States Attorney certifies that she has obtained approval from  
10 counsel for the defendant to file this stipulation and proposed order.

11  
12 IT IS SO STIPULATED.

13 DATED: September 8, 2022

14 \_\_\_\_\_/s/  
15 CHRISTA HALL  
16 Assistant United States Attorney

17 DATED: September 8, 2022

18 \_\_\_\_\_/s/  
19 DANIEL BLANK  
20 Counsel for Defendant CHRISTOPHER WAGNER

## [PROPOSED] ORDER

2 Based upon the facts set forth in the stipulation of the parties and the representations made  
3 therein and for good cause shown, the Court finds that failing to continue the hearing and exclude the  
4 time from September 9, 2022, through October 7, 2022, would unreasonably deny defense counsel and  
5 the defendant the reasonable time necessary for effective preparation, taking into account the exercise of  
6 due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by  
7 excluding the time from September 9, 2022, to October 7, 2022, from computation under the Speedy  
8 Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, and  
9 with the consent of the parties, IT IS HEREBY ORDERED that the change of plea hearing is continued  
10 from September 9, 2022, to October 7, 2022 at 12:00 p.m. and time from September 9, 2022 to October  
11 7, 2022 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C.  
12 § 3161(h)(7)(A), (B)(iv).

IT IS SO ORDERED.

DATED: \_\_\_\_\_

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Hon. Susan Illston  
United States Senior District Judge